

Case 1:22-cv-08298-CM Document 17 Filed 01/31/23 Page 1 of 1

U.S. Department of Justice



United States Attorney  
Southern District of New York

86 Chambers Street  
New York, New York 10007

January 31, 2023

DOCUMENT  
ELECTRONICALLY FILED  
DATE FILED: 2/1/2023

**VIA ECF**

Hon. Colleen McMahon  
United States District Judge  
United States District Court  
500 Pearl Street  
New York, New York 10007

**Re: APG Gems Inc., et al. v. Jaddou, et al., 22 Civ. 8298 (CM)**

Dear Judge McMahon:

**MEMO ENDORSED**

*Colleen McMahon*

*2/1/2023*

This Office represents the government in this action in which the plaintiffs challenge the government's denial of an I-129 Petition for a Nonimmigrant Worker. I write respectfully to request that the initial conference presently scheduled for February 2, 2023, be adjourned to the week of April 3, 2023, or thereafter (with a corresponding extension of time for the preconference submission). *See* ECF Nos. 4, 15.

I respectfully request this adjournment because the complaint was just served on the government last week, on January 25, 2023. The government calculates the deadline for it to respond to the complaint to be March 27, 2023. *See* Fed. R. Civ. P. 12(a)(2). In the meantime, the government needs time to review the complaint, confer with U.S. Citizenship and Immigration Services, and determine next steps. This is the government's first request for an adjournment of the initial conference. Plaintiffs consent to this request.

I thank the Court for its consideration of this letter.

Respectfully submitted,

DAMIAN WILLIAMS  
United States Attorney

By: /s/ Joshua S. Press

JOSHUA S. PRESS  
Special Assistant United States Attorney  
86 Chambers Street, 3rd Floor  
New York, New York 10007  
Telephone: (202) 305-0106  
E-mail: [joshua.press@usdoj.gov](mailto:joshua.press@usdoj.gov)  
*Attorney for Defendants*

cc: Counsel of record (via ECF)